

**SUPREME COURT MINUTES
THURSDAY, SEPTEMBER 23, 2004
SAN FRANCISCO, CALIFORNIA**

S099667

A091884 First Appellate District,
Division Five

AGUILAR v. LERNER

Opinion filed: Attorney contempt proceeding

THE COURT:

Attorney Allen J. Kent is found in contempt of court and is ordered to pay a fine of \$250.

Attorney Raul V. Aguilar is found in contempt of court and is ordered to pay a fine of \$1,000. Pursuant to Business and Professions Code section 6086.7, subdivisions (a) and (c), the clerk is directed to notify the State Bar of this court's action with regard to Attorney Aguilar by forwarding to the State Bar a copy of this opinion and judgment of contempt, and the clerk shall make available to the State Bar the complete record of this contempt proceeding.

Concurring and Dissenting Opinion by
Kennard, J.

--- joined by Werdegarr, Brown, JJ.

S127410

B164434 Second Appellate District,
B166223 Division Seven

CITIZENS ORGANIZED FOR SMART TRANSIT v.
LOS ANGELES COUNTY METROPOLITAN
TRANSPORTATION AUTHORITY
Petition for review denied

The application for stay is denied without prejudice to plaintiff seeking a stay in the trial court once the remittitur in the case has issued.

S046848

PEOPLE v. DALTON (KERRY LYN)
Extension of time granted

to November 29, 2004 to file appellant's opening brief. After that date, only two further extensions totaling about 120 additional days will be granted. Extension granted based upon Senior Deputy State Public Defender Denise Anton's representation that she anticipates filing the brief by 3-24-2005.

S049741

PEOPLE v. SUFF (WILLIAM L.)
Extension of time granted

to November 29, 2004 to file appellant's
opening brief.

S069959

PEOPLE v. LEWIS (MICHAEL B.)
Extension of time granted

to November 22, 2004 to file appellant's
opening brief. After that date, no further
extension will be granted. Extension granted
based upon counsel Tara Allen's representation
that she anticipates filing the brief by 11-21-
2004.

S073253

PEOPLE v. GUTIERREZ (ALFRED A.)
Extension of time granted

to September 28, 2004 to file appellant's
opening brief. Extension granted based upon
counsel H. Mitchell Caldwell's representation
that he anticipates filing the brief by 9-28-2004.
After that date, no further extension of time will
be granted.

S120249

SAMAYOA (RICHARD) ON H.C.
Extension of time granted

to November 1, 2004 to file reply to informal
response. After that date, no further extension
will be granted. Extension granted based upon
counsel Glen Niemy's representation that he
anticipates filing the document by 10-30-2004.

S124660

RENO ON H.C.
Extension of time granted

to October 20, 2004 to file informal response.
After that date, only one further extension
totaling about 50 additional days will be
granted. Extension granted based upon Deputy
Attorney General Robert Breton's representation
that he anticipates filing the document by 12-9-
2004.

S125171B160528 Second Appellate District,
Division SevenLYLE v. WARNER BROTHERS TELEVISION
PRODUCTIONS

Extension of time granted

to November 19, 2004 for appellant to file the
answer brief on the merits.**S125755**

RAMIREZ (RICHARD) ON H.C.

Extension of time granted

to October 21, 2004 to file informal response.
After that date, no further extension will be
granted. Extension granted based upon Deputy
Attorney General Jeffrey B. Kahan's
representation that he anticipates filing the
document by 10-21-2004.**S099667**A091884 First Appellate District,
Division Five

AGUILAR v. LERNER

Order filed

The above entitled matter is retitled as follows:

In re RAUL V. AGUILAR and ALLEN J.
KENT on Contempt,

-

RAUL V. AGUILAR, Plaintiff and Appellant
v.
ESTHER R. LERNER etc., Defendant and
Respondent.**S118450**B159333 Second Appellate District,
Division SevenLONG BEACH, CITY OF v. DEPARTMENT OF
INDUSTRIAL RELATIONS

Orders filed (4)

- (1) The request of counsel for respondent to allow
two counsel to argue on behalf of respondent at
oral argument is hereby granted.
- (2) The request of respondent to allocate to amicus
curiae League of California Cities 10 minutes of
respondent's 30-minute allotted time for oral
argument is granted.
- (3) The request of counsel for appellant to allow

two counsel to argue on behalf of appellant at oral argument is hereby granted.

- (4) The request of appellant to allocate to amicus curiae State Building and Construction Trades Council of California, AFL-CIO 10 minutes of appellant's 30-minute allotted time for oral argument is granted.

S122653

PERRINE ON DISCIPLINE

Recommended discipline imposed: disbarred

It is hereby ordered that **ALISSON P. PERRINE, State Bar No. 181987**, be disbarred from the practice of law and that her name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this is effective. Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S126151

ONWUALU ON DISCIPLINE

Recommended discipline imposed

It is ordered that **EMEKA G. ONWUALU, State Bar No. 161868**, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on May 19, 2004. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

S126152

REED ON DISCIPLINE

Recommended discipline imposed: disbarred

It is hereby ordered that **GLENN EDWARD REED, State Bar No. 85272**, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S126154

REYES ON DISCIPLINE

Recommended discipline imposed

It is ordered that **NORBERTO F. REYES, III, State Bar No. 158569**, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on May 19, 2004. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and one-third of said costs must be added to and become part of the membership fees for the years 2005, 2006 and 2007.

S126155

JORDAN ON DISCIPLINE

Recommended discipline imposed

It is ordered that **JAMES FRIEND JORDAN, State Bar No. 74606**, be suspended from the practice of law for one year and until he makes restitution to Ludwig Dooman (or the Client Security Fund, if appropriate) in the amount of

\$1,728.00 plus 10% interest per annum from February 1, 2004, and furnishes satisfactory proof thereof to the State Bar's Office of Probation, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 12, 2004, as modified by its order filed May 14, 2004. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-half of said costs must be added to and become part of the membership fees for the years 2005 and 2006. (Bus. & Prof. Code section 6086.10.)

S126156

SISSELMAN ON DISCIPLINE
Recommended discipline imposed

It is ordered that **BARRY ALAN SISSELMAN, State Bar No. 72685**, be suspended from the practice of law for three years, that execution of the suspension be stayed, and that he be placed on probation for five years on condition that he be actually suspended for 30 months and until he provides proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. Respondent is further ordered to comply with the other conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on June 9, 2004. It is also ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Respondent is further ordered to comply with rule 955 of the

California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in equal installments for membership years 2005 and 2006.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S126157

WHITE ON DISCIPLINE

Recommended discipline imposed

It is ordered that **MELVIN WAYNE WHITE, State Bar No. 106785**, be suspended from the practice of law for 60 days, that execution of the suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 28, 2004, as modified by its order filed March 8, 2004. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-third of said costs must be added to and become part of the membership fees for the years 2005, 2006 and 2007. (Bus. & Prof. Code section 6086.10.)

S126158

VILLALOBOS ON DISCIPLINE

Recommended discipline imposed

It is ordered that **ALFRED NASH VILLALOBOS, State Bar No. 19400**, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for one year on condition that he be actually suspended for 30 days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving

stipulation filed June 9, 2004. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in equal installments for membership years 2005, 2006 and 2007.